

8. *Prohibited Areas (Afforestation) Bill.*—The Attorney General addressed the Council and moved the First reading of a Bill intituled An Ordinance to enable certain areas to be declared prohibited areas with a view to the protection of afforestation operations.

The Colonial Secretary seconded.

Question—put and agreed to.

Bill read a first time.

9. REVIEW OF THE PAST THIRTY YEARS.—His Excellency the Governor addressed the Council and reviewed the Colony's financial history for the past thirty years.

10. *Appropriation Bill for 1928.*—The Colonial Secretary addressed the Council and moved the First reading of a Bill intituled An Ordinance to apply a sum not exceeding Seventeen million four hundred and fifty thousand one hundred and three Dollars to the Public Service of the year 1928.

The Colonial Treasurer seconded.

Question—put and agreed to.

Bill read a first time.

11. *Public Works Loan Bill.*—The Colonial Secretary addressed the Council and moved the First reading of a Bill intituled An Ordinance to make provision for a loan of five million dollars for the carrying out of certain public works.

The Colonial Treasurer seconded.

Question—put and agreed to.

Bill read a first time.

ADJOURNMENT.

12. The Council then adjourned until Thursday, the 15th day of September, 1927.

C. CLEMENTI,  
*Governor.*

Confirmed this 15th day of September, 1927.

E. W. HAMILTON,  
*Deputy Clerk of Councils.*

No. 532.—His Excellency the Governor has given his assent, in the name and on behalf of His Majesty the KING, to the following Ordinances passed by the Legislative Council :—

Ordinance No. 11 of 1927.—An Ordinance to amend the Asylums Ordinance, 1906.

Ordinance No. 12 of 1927.—An Ordinance to enable certain areas to be declared prohibited areas with a view to the protection of afforestation operations.

Ordinance No. 13 of 1927.—An Ordinance to apply a sum not exceeding Seventeen million four hundred and fifty thousand one hundred and three Dollars to the Public Service of the year 1928.

Ordinance No. 14 of 1927.—An Ordinance to make provision for a loan of five million dollars for the carrying out of certain public works.

HONG KONG.

No. 11 OF 1927.

I assent.

L.S.

C. CLEMENTI,  
Governor.

16th September, 1927.

An Ordinance to amend the Asylums Ordinance, 1906.

[16th September, 1927.]

BE it enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof, as follows:—

Short title.

1. This Ordinance may be cited as the Asylums Amendment Ordinance, 1927.

Insertion of new section 4 in Ordinance No. 6 of 1906.

2. The following section is inserted in the Asylums Ordinance, 1906, immediately after section 3 thereof and is numbered section 4:—

Regulations.

4.—(1) It shall be lawful for the Governor in Council to make regulations for any of the following purposes:—

(a) to regulate the admission of patients to asylums in cases not otherwise provided for in this Ordinance;

(b) to regulate the detention and examination of patients in asylums and matters appertaining thereto;

(c) to prescribe forms to be used for the purposes of this Ordinance;

(d) to provide for any matter which he may consider desirable for the purpose of carrying out the objects of this Ordinance.

(2) All regulations made under this Ordinance shall be laid on the table of the Legislative Council at the first meeting thereof held after the publication in the Gazette of the making of such regulations, and if a resolution be passed at the first meeting of the Legislative Council held after such regulations have been laid on the table of the said Council resolving that any such regulation shall be rescinded or amended in any manner whatsoever, the said regulation shall, without prejudice to anything done thereunder, be deemed to be rescinded or amended, as the case may be, as from the date of publication in the Gazette of the passing of such resolution.

3. Section 7 of the Asylums Ordinance, 1906, is repealed and the following section is substituted therefor:—

Removal to asylum for observation.

7.—(1) Upon the application of any person who has reason to believe that some other person is of unsound mind, it shall be lawful for any magistrate or justice of the peace to make an order authorizing the removal to an asylum, for the purpose of detention and observation, during a period not exceeding seven days from and including the date of the order, of the person alleged to be of unsound mind.

Repeal of Ordinance No. 6 of 1906, s. 7, and substitution of new section.

(2) Any application for such an order shall be made in the prescribed form.

(3) The order made by the magistrate or justice of the peace shall be in the prescribed form.

(4) Every such order shall have the effect of authorizing the applicant, and every public officer, with such assistance in each case as may be desirable, to use such force as may be necessary in order to remove to asylum the person alleged to be of unsound mind.

(5) Except in case of necessity, no such order shall be made until an attempt has been made by the applicant to communicate with some relative of the person in question if any such relative can be found in the Colony.

4. Section 8 of the Asylums Ordinance, 1906, is amended by the insertion of the words "from and including the date of the order" immediately after the word "days" in the second line thereof.

Amendment of Ordinance No. 6 of 1906, s. 8.

5. Section 9 of the Asylums Ordinance, 1906, is amended as follows:—

Amendment of Ordinance No. 6 of 1906, s. 9.

(a) by the repeal of the words "Form A in the Schedule" in the fourth and fifth lines thereof and by the substitution thereof of the words "the prescribed form"; and

(b) by the repeal of the words "Schedule, Form A." in the marginal note thereto.

6. Section 10 of the Asylums Ordinance, 1906, is repealed and the following section is substituted therefor:—

Extension of period of detention for observation.

10. If while a person is lawfully under detention in an asylum for the purpose of observation, two medical practitioners certify in the prescribed form that it is necessary to detain such person in the asylum for a further period for the purpose of observation, and if such certificate is countersigned by a magistrate or justice of the peace, it shall be lawful to detain such person in the asylum for the purpose of observation for the further period specified in such certificate: Provided that no such extension shall be for a longer period than seven days and that not more than two such extensions shall be lawful: Provided also that if before the end of any such extension two medical practitioners shall be of opinion that the person in question is of unsound mind, the procedure laid down in section 9 shall be followed as if the said medical practitioners had formed such opinion during the initial period of detention.

Repeal of Ordinance No. 6 of 1906, s. 10, and substitution of new section.

Repeal of Ordinance No. 6 of 1906, s. 11, and substitution of new section.

7. Section 11 of the Asylums Ordinance, 1906, is hereby repealed and the following section is substituted therefor :—

Removal of patient in hospital to asylum.

11.—(1) If in the opinion of the senior medical officer for the time being present in, and on the staff of, any hospital, any patient in such hospital shows symptoms of suffering from delirium tremens, it shall be lawful for such medical officer, if he considers it desirable, to order such patient to be removed to an asylum, for the purpose of detention and observation during a period of seven days from and including the date of the order.

(2) This section shall only apply where the medical officer in question is or is deemed to be a registered medical practitioner.

(3) Any order for the removal of such a patient shall be in the prescribed form.

Repeal of Ordinance No. 6 of 1906, s. 15, and substitution of new section.

8. Section 15 of the Asylums Ordinance, 1906, is repealed and the following section is substituted therefor :—

Prisoners of unsound mind.

15.—(1) If any person is ordered by the Supreme Court to be detained as an insane person until His Majesty's pleasure shall be known, the Governor may by warrant under his hand direct such person to be removed to an asylum and to be detained there until His Majesty's pleasure shall be known.

(2) If any person who has been imprisoned under any sentence of imprisonment is certified by the medical officer of the prison in which such person is confined to be of unsound mind, the Governor may by warrant under his hand order such person to be removed to an asylum and to be detained there until the expiration of his sentence or until further order.

(3) If any person who has been removed to an asylum under the provisions of sub-section (2) shall, in the opinion of the medical practitioner in charge of the asylum, become of sound mind before the expiration of his sentence, the Governor may by warrant under his hand direct such person to be removed to a prison and to be detained there until the expiration of his sentence. The period of detention in the asylum shall be reckoned as part of the sentence.

(4) If any person who has been removed to an asylum under the provisions of sub-section (2) is certified by two medical practitioners to be still of unsound mind at the expiration of his sentence, such person shall be detained in an asylum until released by the Governor or discharged upon the authority of the medical practitioner in charge of such asylum or until he be otherwise released in due course of law. Every such certificate shall be in the prescribed form.

Repeal of Ordinance No. 6 of 1906, Schedule.

9. The Schedule to the Asylums Ordinance, 1906, is repealed.

Commencement.

10. This Ordinance shall come into operation on the 1st day of November, 1927.

Passed the Legislative Council of Hong Kong, this 15th day of September, 1927.

E. W. HAMILTON,  
Deputy Clerk of Councils.

HONG KONG.

No. 12 OF 1927.

In assent.

(L.S.)

C. CLEMENTI,  
Governor.

16th September, 1927.

An Ordinance to enable certain areas to be declared prohibited areas with a view to the protection of afforestation operations.

[16th September, 1927.]

BE it enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof, as follows:—

1. This Ordinance may be cited as the Prohibited Areas (Afforestation) Ordinance, 1927. Short title.

2.—(1) It shall be lawful for the Governor in Council to declare any area to be a prohibited area if he considers it desirable to do so with a view to the protection of afforestation operations. Power of Governor in Council to declare prohibited areas.

(2) Every Order in Council made under this Ordinance shall be laid on the table of the Legislative Council at the first meeting thereof held after the publication in the Gazette of the making of such Order in Council, and if a resolution be passed at the first meeting of the Legislative Council held after such Order in Council has been laid on the table of the said Council resolving that such Order in Council shall be rescinded, or amended in any manner whatsoever, the said Order in Council shall, without prejudice to anything done thereunder, be deemed to be rescinded, or amended, as the case may be, as from the date of publication in the Gazette of the passing of such resolution.

3. Every prohibited area shall have its boundaries marked or indicated, by means of fire-barriers or otherwise. Boundaries to be defined.

4. Notices both in English and Chinese stating that the area in question is a prohibited area shall be placed along the boundaries at intervals not greater than four hundred and forty yards. Notices to be placed along the boundaries.

5. The prohibited areas shall be under the control of the Superintendent of the Botanical and Forestry Department. Control of prohibited areas.

6. Every person who without lawful authority or excuse enters a prohibited area shall upon summary conviction be liable to a fine not exceeding two hundred and fifty dollars and to imprisonment for any term not exceeding six months. Prohibition against entering prohibited areas.

7. This Ordinance shall not apply to the New Territories (other than New Kowloon). Application of Ordinance.

Passed the Legislative Council of Hong Kong, this 15th day of September, 1927.

F. W. HAMILTON,  
Deputy Clerk of Councils.

HONG KONG.

No. 13 OF 1927.

I assent.

(L.S.)

C. CLEMENTI,  
Governor.

16th September, 1927.

An Ordinance to apply a sum not exceeding Seventeen million four hundred and fifty thousand one hundred and three Dollars to the Public Service of the year 1928.

[16th September, 1927.]

WHEREAS the expenditure required for the service of this Colony for the year 1928 has, apart from the contribution to the Imperial Government in aid of Military Expenditure and Charges on account of Public Debt, been estimated at the sum of Seventeen million four hundred and fifty thousand one hundred and three Dollars :

BE it enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof, as follows :—

Short title.

1. This Ordinance may be cited as the Appropriation Ordinance for 1928.

2. A sum not exceeding Seventeen million four hundred and fifty thousand one hundred and three Dollars shall be and the same is hereby charged upon the revenue and other funds of the Colony for the service of the year 1928, and the said sum so charged may be expended as hereinafter specified, that is to say :—

EXPENDITURE.

His Excellency the Governor - - - \$	101,328
Cadet Service - - - - -	325,606
Senior Clerical and Accounting Staff	167,573
Junior Clerical Service - - - - -	621,867
Colonial Secretary's Office and Legis- lature - - - - -	47,955
Secretariat for Chinese Affairs - -	11,947
Treasury - - - - -	8,978
Audit Department - - - - -	45,098
District Office, North - - - - -	23,076
District Office, South - - - - -	11,144
Post Office - - - - -	274,329

Carried forward - - \$ 1,638,901

<i>Brought forward</i> - - - \$	1,638,901
Imports and Exports Office - - -	805,170
Harbour Department - - - - -	899,547
Royal Observatory - - - - -	36,556
Fire Brigade - - - - -	217,924
Supreme Court - - - - -	148,559
Attorney General - - - - -	33,798
Crown Solicitor's Office - - - - -	39,855
Official Receiver - - - - -	9,871
Land Office - - - - -	26,677
Magistracy, Hong Kong - - - - -	2,250
Magistracy, Kowloon - - - - -	2,056
Police Force - - - - -	2,012,117
Prisons Department - - - - -	528,591
Medical Department - - - - -	861,058
Sanitary Department - - - - -	645,425
Botanical and Forestry Department -	100,158
Education Department - - - - -	1,229,013
Public Works Department - - - - -	1,464,258
Public Works, Recurrent - - - - -	1,610,150
Public Works, Extraordinary - - - -	2,467,164
Kowloon-Canton Railway - - - - -	720,598
Volunteer Defence Corps - - - - -	97,400
Miscellaneous Services - - - - -	924,404
Charitable Services - - - - -	94,624
Pensions - - - - -	833,979
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TOTAL - - - \$	17,450,103
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Passed the Legislative Council of Hong Kong, this  
15th day of September, 1927.

E. W. HAMILTON,  
*Deputy Clerk of Councils.*

HONG KONG.

No. 14 of 1927.

I assent.

L.S.

C. CLEMENTI,  
Governor.

16th September, 1927.

An Ordinance to make provision for a loan of five million dollars for the carrying out of certain public works.

[16th September, 1927.]

Be it enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof, as follows:—

Short title. 1. This Ordinance may be cited as the Public Works Loan Ordinance, 1927.

Authority to borrow by issue of bonds. 2. The Governor is hereby authorized to issue bonds to an amount sufficient to produce as nearly as may be the sum of five million dollars and such further sum as may be necessary to defray the expenses of the issue and management of the loan.

Application of loan. Schedule. 3.—(1) The money to be borrowed under the authority of this Ordinance shall be appropriated and applied to the purposes specified in the Schedule: Provided that no expenditure shall be incurred in respect of the third item in the Schedule unless such expenditure shall have been approved by a resolution of the Legislative Council and by the Secretary of State.

(2) It shall be lawful for the Governor to direct that any sums which may not be required for a purpose specified in the Schedule may be appropriated and applied to any other purpose therein specified: Provided that no such transfer of money from one item of the Schedule to any other item thereof shall be made unless such transfer shall have been approved by a resolution of the Legislative Council and by the Secretary of State.

Loan to be a charge on general revenue. 4. The principal moneys and interest represented by the bonds issued under the provisions of this Ordinance are hereby charged upon and shall be payable out of the revenue and assets of the Colony.

Redemption. 5.—(1) Subject to the provisions of sub-sections (2) to (8), both inclusive, the bonds issued under the provisions of this Ordinance shall be redeemable at par on the 1st day of November, 1938, from and including which date all interest on the principal moneys represented thereby shall cease and determine, whether payment of the principal shall have been demanded or not.

(2) At any time or times after the 31st day of October, 1932, the Governor may approve of the redemption by purchase of bonds of such denominations and to such respective total nominal values as he may from time to time determine.

(3) At any time or times after the 31st day of October, 1932, the Governor may appoint a day for the drawing by lot of bonds of such denominations and to such respective total nominal values as he may from time to time determine.



(4) If a day is appointed by the Governor for drawing, the Colonial Treasurer shall give, by advertisement in the Gazette, not less than fifteen days previous notice, specifying the day on which, and the hour and place at which, the drawing will take place, and the denominations and respective total nominal values of the bonds to be drawn.

(5) On the day and at the hour and place so specified the Colonial Treasurer shall hold a meeting, at which the holder of any bond may, if he think fit, be present, and shall then in the presence of such bond holders, if any, as may attend, draw by lot, out of the whole number of bonds for the time being outstanding of the respective denominations specified, bonds to such respective total nominal values as shall have been specified.

(6) The Colonial Treasurer shall thereupon declare the distinguishing numbers of the bonds drawn for redemption, and shall, as soon as may be, by advertisement in the Gazette, specify those numbers and appoint a day, not being earlier than fifteen days from the day of the drawing and not being later than the day on which the then current half-year's interest is payable, on which the principal moneys represented by the bonds so distinguished will be repaid.

(7) On the day so appointed there shall be paid to the holders of the bonds drawn for redemption, at the head office of the Hongkong and Shanghai Banking Corporation, the principal moneys represented by those bonds, with all interest payable thereon up to that day.

(8) From and after the day appointed for the repayment of any bond all interest on the principal moneys represented thereby shall cease and determine, whether payment of the principal shall have been demanded or not.

6. Every bond and coupon and the right to receive the principal and interest represented thereby shall be transferable by delivery. Transfer by delivery.

7. The Governor shall in each half-year ending with the day on which the interest on the bonds falls due appropriate out of the revenue and assets of the Colony a sum equal to one half-year's interest on the whole of the bonds outstanding in order that the interest for the said half-year may be paid therefrom. Provision for payment of interest.

8. The Governor shall in each year ending on the 31st day of October, subsequent to the year ending on the 31st day of October, 1927, appropriate out of the revenue and assets of the Colony for the formation of a sinking fund an additional sum of not less than six dollars and sixty-six cents per hundred dollars on the total nominal value of all the bonds issued, including any which may have been redeemed. Provision for sinking fund.

9.—(1) The sinking fund shall be applied in the first instance in payment of all expenses of or incidental to the redemption of the bonds and in the next place in repayment of the principal moneys represented by the bonds. Application of sinking fund.

(2) In case the sinking fund shall be insufficient for the payment of the principal moneys at the time when such payment shall become due the Governor shall make good the deficiency out of the revenue and assets of the Colony.

10. The moneys appropriated for the formation of a sinking fund shall, so far as they are not required for the purposes of the preceding section, be invested in such manner as may be approved by the Governor in Council, and the dividends, interest or produce of such investment shall be invested in like manner. Investment of sinking fund.

11. The interest on each bond shall be at the rate of six per centum per annum and shall run from the day named in that behalf in the bond and shall be paid half-yearly at the head office of the Hongkong and Shanghai Banking Corporation on the days named in that behalf in the coupons. Payment of interest.

Powers of Governor.

12. The Governor shall have power :—
- (a) to determine the amounts for which the bonds shall be issued ;
  - (b) to determine the form of the bonds ;
  - (c) to determine the terms upon which the bonds shall be issued, whether with regard to the price of issue or the conditions of application and deposit or otherwise ;
  - (d) to provide for the issue in the first instance of scrip certificates to be exchanged later for bonds ;
  - (e) to provide for the issue of coupons for the payment of interest ;
  - (f) to determine the days on which the half-yearly interest is to be payable ;
  - (g) to give the necessary directions for the redemption of the bonds whether by drawing or purchase ;
  - (h) to give any other necessary directions for the purpose of carrying out this Ordinance and for the management of the loan, provided that such directions are not inconsistent with the provisions of this Ordinance.

Delivery up of bonds on repayment or repurchase.

13. On the repayment of the principal moneys represented by any bond and on the repurchase of any bond the bond shall be delivered up to the Hongkong and Shanghai Banking Corporation and shall be cancelled by the said Corporation.

Amendment of Ordinance No. 5 of 1901, s. 14 (16).

14. Paragraph (16) of section 14 of the Trustees Ordinance, 1901, is repealed and the following paragraph is substituted therefor :—

(16) in any bonds issued under the authority of the Public Works Loan Ordinance, 1927.

Exemption from defence contribution.

15. All moneys appropriated out of the revenue and assets of the Colony for the payment of the interest on the bonds and for the formation of the sinking fund, and all dividends, interest or produce of any investments which represent any portion of the sinking fund, shall be deducted from the Colonial revenues before the calculation of the sums payable to His Majesty's Government under the Defence Contribution Ordinance, 1901.

Ordinance No. 1 of 1901.

Passed the Legislative Council of Hong Kong, this 15th day of September, 1927.

E. W. HAMILTON,  
*Deputy Clerk of Councils.*

SCHEDULE. [s. 3]

PURPOSES TO WHICH THE LOAN IS APPLICABLE.

1. Waterworks development .....	\$3,500,000.00
2. Aerodrome and harbour development ...	1,000,000.00
3. Other public works.....	500,000.00
Total.....	\$5,000,000.00